

Independent Police Review Authority

2013 Budget Statement to the City Council Committee on Budget and Government Operations

October 26, 2012

Ilana B.R. Rosenzweig, Chief Administrator

Good morning Chairman Austin, members of the Committee on Budget and Government Operations, and other members of the City Council, I appreciate the opportunity to speak with you today.

The Mayor and City Council created the Independent Police Review Authority five years ago to transform the former Office of Professional Standards by improving the quality and the independence of investigations of police misconduct. IPRA has made significant progress since its inception: conducting independent investigations instead of relying on the investigations by CPD personnel, contacting more witnesses, utilizing GPS and in-car camera records, engaging in continuous training to improve investigator knowledge and techniques, and gaining the trust of and cooperation from more complainants. These five years, however, have also included significant challenges: City Budgets have been tight and resources limited, the number of investigations IPRA must perform has increased, with significant spikes in certain years and a significant increase in Taser discharges. New efficiencies must be continually sought to ensure IPRA is being a good steward of City resources.

Through this process, the goal of IPRA has been and will remain to conduct thorough, fair, and timely investigations. We attempted to achieve these goals by first improving the quality of the investigations and the investigative process.

As I mentioned last year, IPRA was part way through a series of internal goals to focus attention on pending, older, more complex investigations to ensure that they were not buried under the thousands of investigations conducted by IPRA each year. IPRA has since completed the three phases of this process, first targeting investigations that were more than two years old and then investigations that are more than 15 months old. While there are still older investigations to be completed, in the first year alone, IPRA closed more than 700 of the targeted investigations.

The Numbers

Over the past three years, IPRA took in an average of more than 8900 investigations per year. All allegations of misconduct made against CPD members are referred to IPRA, as well as notifications where no misconduct is alleged, such as taser discharges.

Since 2009, IPRA has initiated an average of nearly 2900 investigations per year and currently has 51 investigators.

Due to efficiencies and management initiatives adopted in the past two years, for investigations started in the 1st Quarter of 2012, IPRA completed 70% in 6 months or less. This is an improvement from the past. In 2011, IPRA completed 1855 of all 2867 investigations initiated – 65% – in 6 months or less. In 2011, 96% of all cases closed from January through December were less than 3 years old. Of all the cases closed from January through September of 2012, 95% of those cases were all less than 3 years old.

IPRA's Accomplishments 2011 - 2012

Mediation

IPRA expanded on efforts begun in 2011 to more effectively utilize mediation procedures set forth in the collective bargaining agreement between the City of Chicago and the Fraternal Order of Police. The mediation process allows an officer to accept responsibility for violations of policy in exchange for an agreed upon level of discipline. This allows the officer to resolve the matter more quickly and to focus on modifying his or her behavior to avoid future policy violations. IPRA is able to conserve its resources for other investigations involving more serious allegations or significant investigative work to determine whether policy was violated. In 2012, IPRA more than tripled the number of matters resolved through mediation. IPRA also expanded the use of mediation to Sergeants on a case-by-case basis because their contract does not provide for mediation. Based on the positive feedback from the accused officers, as well as the IPRA investigators, IPRA anticipates continuing to increase its use of mediation.

Training

FBI. IPRA continues to focus on improving performance through training. IPRA has been building a stronger relationship with the FBI and U.S. Attorney's Office to be able to use their authority to criminally prosecute violations of civil rights in situations where the SAO determines it will not or can not prosecute. In order to ensure that IPRA investigators can identify potential federal crimes, and conduct investigations that gather the information needed for such prosecutions, IPRA invited the FBI to provide training on their prosecutions of excessive force allegations.

Northwestern Center for Public Safety - Shooting Reconstruction and Officer Involved Shooting Investigations. Performing a thorough investigation of officer-involved shootings incidents requires a high level of skill and training. IPRA takes its responsibility for these investigations very seriously. Therefore, IPRA personnel, including Shooting Specialists, Investigators, and Supervising Investigators, attended three days of training at Northwestern University Center for Public Safety presented by University of North Texas Senior Lecturer Edward Hueske on the investigation of officer involved shootings. The training provided valuable information on accidental/unintentional firing determinations, refreshed knowledge on gunshot residue,

and improved the quality of IPRA investigations through improving proficiency in analyzing evidence such as firearm types, wound ballistics, bullet deflection through human tissue, and blood stain patterns to help determine what occurred at a scene.

NATO Training

IPRA prepared for any allegations of CPD misconduct that might arise from policing the North Atlantic Treaty Organization (NATO) meetings in Chicago. Based on the experiences of other cities that have previously hosted G8, G20 and NATO summits, IPRA understood that there was the potential for hundreds of complaints against the police.

Because any IPRA investigations would ultimately need to measure the accused officer's conduct against CPD policy, a select group of IPRA investigators, and all supervisors and Deputies attended CPD's training for its personnel regarding

- Use of Force Model as it pertains to crowd situations.
- Case reporting and processing requirements for a mass arrest incident.
- Differences between pre-planned and spontaneous events.
- Crowd control formations and baton techniques for crowd control.

IPRA then conducted in-house training, with the assistance of CPD, for the remainder of its personnel to familiarize them with these procedures to allow them to properly perform intake interviews. Ultimately, because of CPD's exemplary preparation for and performance during the protests, IPRA received very few allegations of misconduct.

Cameras in Police Lockup

As a result of incidents IPRA was in the process of investigating, in November 2011, IPRA raised with CPD the fact that most if not all cameras in CPD lock-up facilities were not functioning properly, denying IPRA valuable evidence in investigations of allegations of misconduct and extraordinary occurrences in custody. Since then, CPD has undertaken to repair or replace a number of those cameras.

2012 – 2013: The Year Ahead

IPRA will continue to explore how we can increase the efficiency in the investigative process. In 2013, IPRA will build on the successes related to the timeliness of the investigative process and increase efficiencies wherever possible.

Public Outreach

IPRA's newly-hired Director of Public Affairs will be reinvigorating IPRA's efforts to make further connections with officials, community organizations, and residents across Chicago. During the past year, IPRA has attended Aldermanic community meetings and is looking forward to increase that activity in 2013, as well as resume hosting its own community meetings throughout the City.

Investigations

IPRA will be pursuing further investigator training. IPRA intends to roll out use of on-line National Institute of Justice approved training courses that are free of charge and cover topics such as gathering and analysis of evidence, police procedures, and investigative techniques. Completion of courses results in certifications in these areas. IPRA will also be exploring additional advanced training in shooting reconstruction.

Office Efficiencies

IPRA will continue its effort to cut operational costs through more efficient use of personnel and decreased use of materials. IPRA must deliver hundreds of files to courts throughout Cook County each year. This year, as a result of personnel changes, IPRA began using a messenger service instead of a City employee. IPRA has found that the service is equally reliable for a much lower cost. In addition, those files, as well as files prepared for Corporation Counsel, the State's Attorney's Office and others represent hundreds of thousands of pages of paper. IPRA will begin utilizing electronic copies of those files, to decrease paper and copier usage.

As IPRA continues its transformation in the next year, it will remain focused on how best to provide fair, thorough, and timely investigations. IPRA must continually improve, through training of personnel, improvements to investigative processes, and increased efficiencies. In addition, IPRA must continue to focus on communicating with all stakeholders in its process to provide information to them, and receive their constructive feedback.

Department Name

2013 Budget Hearing

INDEPENDENT POLICE REVIEW AUTHORITY

MBE/WBE Data

Period: 1/1/2012 through 10/15/2012

Total Purchases: \$104,000

	MBE	WBE	Total MBE/WBE Purchases
Victoria Court Reporting		\$67,600(65%)	\$67,600(65%)
Asian	\$22,880(22%)	\$0(0%)	\$22,880(22%)
African-American	\$0 (0%)	\$0 (0%)	\$0(0%)
Hispanic	\$13,520(13%)	\$0(0%)	\$13,520(13%)
Total Spending	\$36,400 (35%)	\$67,600 (65%)	\$104,000(100%)

Staffing Data

Department Ethnicity and Gender				
	Male	Female	Total	%
Asian	2	1	3	3.26%
Black	19	30	49	53.26%
Hispanic	2	10	12	13.04%
White	15	13	28	30.43%
Total	38	54	92	100.00%
	41.30%	58.70%		

New Hires Ethnicity and Gender				
	Male	Female	Total	%
Asian	0	0	0	0.00%
Black	6	1	7	58.34%
Hispanic	0	1	0	8.33%
White	3	1	4	33.33%
Total	9	3	12	100.00%
	75.00%	25.00%		

Department Managers Ethnicity and Gender				
	Male	Female	Total	%
Asian	0	0	0	0.00%
Black	4	1	5	27.78%
Hispanic	0	3	3	16.66%
White	6	4	10	55.56%
Total	10	8	18	100.00%
	55.56%	44.44%		

Interns

School	Gender	Race
Chicago Kent Law School	Female	Black
Loyola Law School	Female	Pakistani
UIC	Female	Hispanic
Chicago State	Female	Black
Lewis University	Female	White
DePaul	Male	White
DePaul	Female	White
DePaul	Female	Indian
Loyola	Male	White
DePaul	Female	Black
UIC	Male	White
DePaul	Female	White

Department Name

2013 Budget Hearing

Chicago State	Female	Black
UIC	Female	White
DePaul	Male	White
Loyola	Male	White
Loyola	Male	Hispanic

INVESTIGATIONS COMMENCED*

	INTAKE	REFERRED TO IAD	TOTAL IPRA INVESTIGATIONS	IPRA COMPLAINTS	IPRA NOTIFICATIONS				
	IPRA & IAD		COMPLAINTS & NOTIFS	INFO & CR	EO	Shootings w/ Hits	Non-Hit Shooting	Shooting Animal	Taser
4Q 2011	2038	1350	688	420	10	7	14	20	210
1Q 2012	1995	1375	620	384	14	12	10	13	186
2Q 2012	2155	1462	693	440	9	5	12	23	188
3Q 2012	2264	1574	690	411	12	19	14	28	204
TOTAL	8452	5761	2691	1655	45	43	50	84	788

PRIMARY CATEGORIES OF COMPLAINT INVESTIGATIONS COMMENCED BY IPRA

	Excessive Force	Domestic Violence	Verbal Abuse w/ Bias	Coercion
4Q 2011	328	29	33	3
1Q 2012	307	30	32	0
2Q 2012	341	27	44	0
3Q 2012	321	32	49	0
TOTAL	1297	118	158	3

*The numbers are as reported in Quarterly Reports. As noted therein, a single investigation may be categorized as both a Notification and a Complaint, and thereafter is counted in this chart in all applicable categories. Each investigation is, however, counted only once in the Total IPRA Investigations Column.

INVESTIGATIONS COMPLETED BY IPRA

	ALL INVESTIGATIONS*
4Q 2011	594
1Q 2012	649
2Q 2012	747
3Q 2012	698
TOTAL	2688

	COMPLAINT INVESTIGATIONS				
	Sustained	Not Sustained	Unfounded	Exonerated	***No Affidavit
4Q 2011**	14	134	25	3	186
1Q 2012	33	136	27	2	176
2Q 2012	23	198	64	4	264
3Q 2012	35	173	49	4	202
TOTAL	105	641	165	13	828

	NOTIF INVESTIGATIONS					
	Shooting w/Hits	EO****	Taser Notif	Shooting Animal	Shooting w/ No Hits	*****OC
4Q 2011	1	4	178	22	14	6
1Q 2012	0	17	212	14	11	6
2Q 2012	7	5	159	6	4	1
3Q 2012	1	13	186	17	8	5
TOTAL	9	39	735	59	37	18

IPRA SUSTAINED RATE = 11.36%

Total Sustained = 105 investigations

Total closed investigations with misconduct alleged and an affidavit = 924 investigations

***Unless otherwise noted, as reported in IPRA Quarterly Reports.**

****The 4Q 2011 report erroneously reported 16 sustained investigations. Actual number is 14.**

*****The No Affidavit finding is used when no one who observed the alleged misconduct is provides an interview and affidavit to IPRA, and there is no other evidence sufficient to substitute for such a statement and no other exception applies.**

******Extraordinary Occurrence (EO) is a death or injury to a person while in police custody or other extraordinary or unusual occurrence in a lockup facility.**

*******OC refers to a reported discharge of pepper spray.**

INDEPENDENT POLICE REVIEW AUTHORITY

Cases Closed in 2011		
Total	Duration of Cases in Days	Percentage of Cases
1827	0 – 6 Months	64.74%
266	6 – 12 Months	9.43%
355	12 - 24 Months	12.58%
265	24 - 36 Months	9.39%
83	36 - 48 Months	2.94%
26	48-60 Months	0.92%
0	Over 60 Months	0.00%
2822	GRAND TOTAL	100.00%

Cases Closed in 2012 thru 3Q		
Total	Duration of Cases in Days	Percentage of Cases
1363	0 – 6 Months	64.78%
160	6 – 12 Months	7.60%
277	12 - 24 Months	13.17%
195	24 - 36 Months	9.27%
65	36 - 48 Months	3.09%
37	48-60 Months	1.76%
7	Over 60 Months	0.33%
2104	GRAND TOTAL	100.00%

INDEPENDENT POLICE REVIEW AUTHORITY

2008 Investigation Breakdown	
Total Cases Initiated	2611
Total Cases Closed	2542
Cases Open	69
Percentage of Cases Open	2.64%

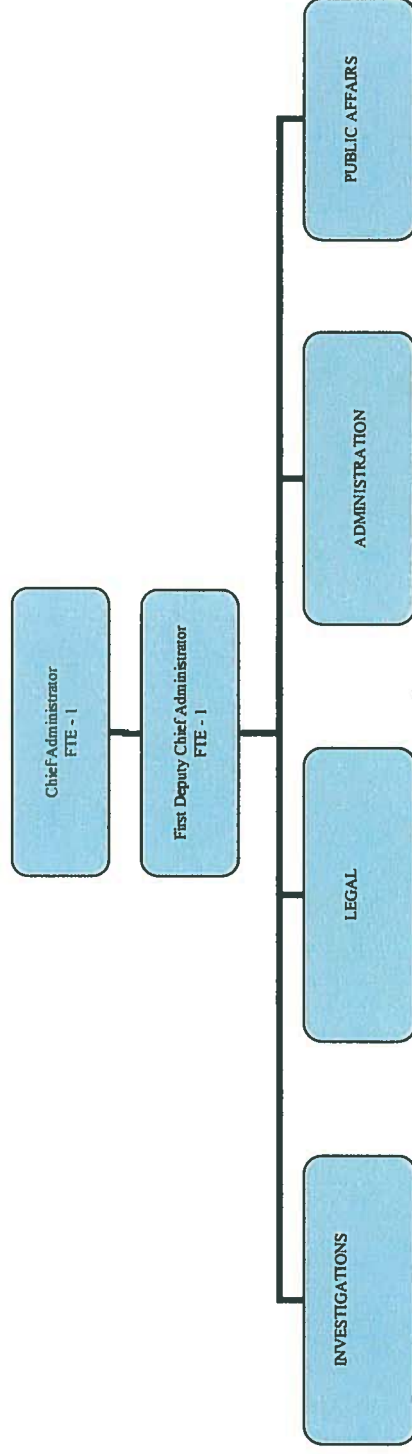
2009 Investigation Breakdown	
Total Cases Initiated	2843
Total Cases Closed	2684
Cases Open	159
Percentage of Cases Open	5.59%

2010 Investigation Breakdown	
Total Cases Initiated	3200
Total Cases Closed	2910
Cases Open	290
Percentage of Cases Open	9.06%

2011 Investigation Breakdown	
Total Cases Initiated	2866
Total Cases Closed	2172
Cases Open	694
Percentage of Cases Open	24.21%

2012 (1Q - 3Q) Investigation Breakdown	
Total Cases Initiated	2008
Total Cases Closed	1206
Cases Open	802
Percentage of Cases Open	39.94%

Independent Police Review Authority – Current



City of Chicago

October 12, 2012